

1AP7 Rec'd PCT/PTO 13 FEB 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: ZAROWSKI et al.

Serial No.: 10/541,226

Filed: June 30, 2005

For: IMPLANTABLE HEARING SYSTEM

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS**  
**UNDER 35 U.S.C. 371**

Mail Stop PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**Attention: APPLICATION BRANCH**  
**MISSING REQUIREMENTS OF APPLICATION**

Sir:

With respect to the above-identified national phase application, the following are filed herewith in response to the Notification of Missing Requirements under 35 U.S.C. 371, mailed **December 12, 2005**, copy attached.

- X Declaration in compliance with 37 C.F.R. §1.63.
- X Small Entity Declaration under 37 C.F.R. §§1.9 and 1.27.
- X If a Petition for Extension of time is necessary and the Petition and/or the check is not enclosed, this will act as the Petition and applicant herewith petitions the Commissioner to extend the time for response and charge and fees necessary under 37 CFR 1.17 (a) - (d) to Deposit Account No. 06-1358. The Commissioner is also authorized to charge payment of any other additional fees associated with this communication or credit any overpayment to Deposit Account No. 06-1358. A duplicate copy of this sheet is enclosed.

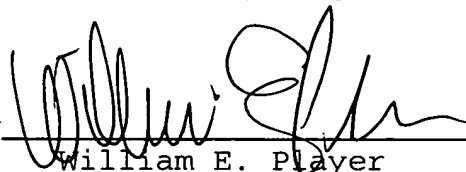
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Appln. No. 10/541,226

Respectfully submitted,

JACOBSON HOLMAN PLLC

By

A handwritten signature in black ink, appearing to read 'William E. Player', is written over a horizontal line.

William E. Player

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Atty. Docket: P70692US0  
Date: February 13, 2006  
WEP/crj



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
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U.S. APPLICATION NUMBER NO.

10/541,226

FIRST NAMED APPLICANT

Andrej Zarowski

ATTY. DOCKET NO.

P70692US0

INTERNATIONAL APPLICATION NO.

PCT/EP03/14982

I.A. FILING DATE

12/30/2003

PRIORITY DATE

12/30/2002

136

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JACOBSON HOLMAN PLLC  
Response Due On Or Before  
21 12 106  
Month Day Year

CONFIRMATION NO. 4884

371 FORMALITIES LETTER



\*OC000000017635177\*

Date Mailed: 12/12/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 06/30/2005
- Copy of the International Search Report filed on 06/30/2005
- Preliminary Amendments filed on 06/30/2005
- Request for Immediate Examination filed on 06/30/2005
- U.S. Basic National Fees filed on 06/30/2005
- Priority Documents filed on 06/30/2005

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

INDIA L EVANS

Telephone: (703) 308-9140 EXT 212

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/541,226	PCT/EP03/14982	P70692US0

FORM PCT/DO/EO/905 (371 Formalities Notice)